

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

AMO DEVELOPMENT, LLC, )  
AMO MANUFACTURING USA, LLC, )  
and AMO SALES AND SERVICE, )  
INC., )

Plaintiffs, )

v. )

ALCON VISION, LLC, ALCON )  
LABORATORIES, INC., and ALCON )  
RESEARCH, LLC, )

Defendants. )

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ALCON, INC., ALCON RESEARCH, )  
LLC and ALCON VISION, LLC, )

Counterclaim Plaintiffs, )

v. )

AMO DEVELOPMENT, LLC, )  
AMO MANUFACTURING USA, LLC, )  
AMO SALES AND SERVICE, INC. )  
and JOHNSON & JOHNSON )  
SURGICAL VISION, INC., )

Counterclaim Defendants. )

**REDACTED - PUBLIC VERSION**

C.A. No. 20-842-CFC-JLH



**ALCON'S MOTION TO EXCLUDE CERTAIN EXPERT TESTIMONY  
(NO. 4) OF MS. LAURA B. STAMM**

OF COUNSEL:

Jeanne M. Heffernan  
Kirkland & Ellis llp  
401 Congress Avenue  
Austin, TX 78701  
(512) 678-9123

Gregg F. LoCascio  
Sean M. McEldowney  
Noah S. Frank  
Kelly Tripathi  
Kirkland & Ellis llp  
1301 Pennsylvania Avenue, NW  
Washington, DC 20004  
(202) 389-5000

Joshua L. Simmons  
Kirkland & Ellis llp  
601 Lexington Ave  
New York, NY 10022  
(212) 390-4573

Caroline Lourgou  
Kirkland & Ellis llp  
300 North LaSalle  
Chicago, IL 60654  
(312) 862-2000

Kristen P.L. Reichenbach  
Kirkland & Ellis llp  
555 California Street  
San Francisco, CA 94104  
(415) 439-1400

Dated: August 19, 2022

John W. Shaw (No. 3362)  
Karen E. Keller (No. 4489)  
Andrew E. Russell (No. 5382)  
Nathan R. Hoeschen (No. 6232)  
Shaw Keller llp  
I.M. Pei Building  
1105 North Market Street, 12th Floor  
Wilmington, DE 19801  
(302) 298-0700  
jshaw@shawkeller.com  
kkeller@shawkeller.com  
arussell@shawkeller.com  
nhoeschen@shawkeller.com  
*Attorneys for Alcon Inc.,  
Alcon Vision, LLC,  
Alcon Laboratories, Inc. and  
Alcon Research, LLC*

Pursuant to Federal Rules of Evidence 702 and 703, Defendants Alcon Vision, LLC, Alcon Laboratories, Inc. and Alcon Research, LLC (“Alcon”) respectfully move to preclude Plaintiffs AMO Development, LLC, AMO Manufacturing USA, LLC, and AMO Sales and Service, Inc.’s (“J&J”) expert Ms. Laura B. Stamm from testifying regarding her conclusion that J&J is entitled to disgorge Alcon’s profits [REDACTED] and any accompanying calculations thereto. *See e.g.*, A1890–2135 Stamm Op. Rpt. Tbls. 5–7, ¶¶ 126, 198, and Ex. 35D; A2137–2236 Stamm Rpl. Rpt. ¶¶ 102, 103.

The grounds for this motion are set forth in Alcon’s opening brief, filed herewith. Pursuant to D. Del. LR 7.1.1, counsel certifies that reasonable efforts have been made to reach agreement on the subject of this motion.

WHEREFORE, Alcon respectfully requests that the Court grant this motion and enter the attached proposed order.

Respectfully submitted,

/s/ Andrew E. Russell

John W. Shaw (No. 3362)  
Karen E. Keller (No. 4489)  
Andrew E. Russell (No. 5382)  
Nathan R. Hoeschen (No. 6232)  
SHAW KELLER LLP  
I.M. Pei Building  
1105 North Market Street, 12th Floor  
Wilmington, DE 19801  
(302) 298-0700  
jshaw@shawkeller.com  
kkeller@shawkeller.com  
arussell@shawkeller.com  
nhoeschen@shawkeller.com  
*Attorneys for Alcon Inc.,  
Alcon Vision, LLC,  
Alcon Laboratories, Inc. and  
Alcon Research, LLC*

OF COUNSEL:

Jeanne M. Heffernan  
KIRKLAND & ELLIS LLP  
401 Congress Avenue  
Austin, TX 78701  
(512) 678-9123

Gregg F. LoCascio  
Sean M. McEldowney  
Noah S. Frank  
Kelly Tripathi  
KIRKLAND & ELLIS LLP  
1301 Pennsylvania Avenue, NW  
Washington, DC 20004  
(202) 389-5000

Joshua L. Simmons  
KIRKLAND & ELLIS LLP  
601 Lexington Ave  
New York, NY 10022  
(212) 390-4573

Caroline Lourgou  
KIRKLAND & ELLIS LLP  
300 North LaSalle  
Chicago, IL 60654  
(312) 862-2000

Kristen P.L. Reichenbach  
KIRKLAND & ELLIS LLP  
555 California Street  
San Francisco, CA 94104  
(415) 439-1400

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**CERTIFICATE OF SERVICE**

I, Andrew E. Russell, hereby certify that on August 19, 2022, this document was served on the persons listed below in the manner indicated:

**BY EMAIL**

Jack B. Blumenfeld  
Brian P. Egan  
MORRIS, NICHOLS, ARSHT  
& TUNNELL LLP  
1201 North Market Street  
P.O. Box 1347  
Wilmington, DE 19899  
(302) 658-9200  
jblumenfeld@mnat.com  
began@mnat.com

Roger J. Chin  
Allison Harms  
Joseph R. Wetzel  
LATHAM & WATKINS LLP  
505 Montgomery Street, Suite 2000  
San Francisco, CA 94111  
(415) 491-0600  
roger.chin@lw.com  
allison.harms@lw.com  
joe.wetzel@lw.com

P. Anthony Sammi  
Rachel Renee Blitzler  
LATHAM & WATKINS LLP  
1271 Avenue of the Americas  
New York, NY 10020  
(212) 906-1200  
tony.sammi@lw.com

Michael A. Morin  
Matthew J. Moore  
Rachel Weiner Cohen  
Sarang V. Damle  
Holly K. Victorson  
Carolyn M. Homer  
Susan Y. Tull  
LATHAM & WATKINS LLP  
555 Eleventh Street, NW, Suite 1000  
Washington, DC 20004  
(202) 637-2200  
michael.morin@lw.com  
matthew.moore@lw.com  
rachel.cohen@lw.com  
sy.damle@lw.com  
holly.victorson@lw.com  
carolyn.homer@lw.com  
susan.tull@lw.com

S.Giri Pathmanaban  
LATHAM & WATKINS LLP  
140 Scott Drive  
Menlo Park, CA 94025  
(650) 328-4600  
giri.pathmanaban@lw.com

Aaron Macris  
LATHAM & WATKINS LLP  
200 Clarendon Street  
Boston, MA 02116  
(617) 948-6000  
aaron.macris@lw.com

/s/ Andrew E. Russell

John W. Shaw (No. 3362)

Karen E. Keller (No. 4489)

Andrew E. Russell (No. 5382)

Nathan R. Hoeschen (No. 6232)

SHAW KELLER LLP

I.M. Pei Building

1105 North Market Street, 12th Floor

Wilmington, DE 19801

(302) 298-0700

jshaw@shawkeller.com

kkeller@shawkeller.com

arussell@shawkeller.com

nhoeschen@shawkeller.com

*Attorneys for Defendants*

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**[PROPOSED] ORDER GRANTING DEFENDANTS' MOTION TO  
EXCLUDE CERTAIN EXPERT TESTIMONY OF LAURA B. STAMM**

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, the Court having considered Alcon's Motion to Exclude Certain Expert Testimony of Laura B. Stamm, and all papers and argument submitted therewith,

IT IS ORDERED that the motion is GRANTED. Laura B. Stamm is PRECLUDED from testifying regarding her conclusion that J&J is entitled to disgorge Alcon's profits [REDACTED] [REDACTED] and any accompanying calculations thereto, including as set forth in her opening report at tables 5–7, paragraphs 126 and 198, and Ex. 35D, and in her reply report at paragraphs 102 and 103.

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United States District Judge